

Appendix E
Settling Defendants

The City and County of Denver
Waste Management of Colorado, Inc.
Chemical Waste Management, Inc.
Adolph Coors Company
Conocophillips Company
Metro Wastewater Reclamation District
Roche Colorado Corporation
S.W. Shattuck Chemical Co., Inc

Appendix F
Other Responsible Parties

Adams County School District 14
Allied Trades, Inc. D/B/A/ Barnett Lumber Co.
Allied-Signal
Alpine Diesel Service
Amax Extractive Research & Development, Inc.
American Coated Products, Inc.
American Web Press, Inc.
AMF Head, Inc.
Amoco Production Company
Ampex Corporation
Arkansas Best Freight
Astro-Endyme Company, Inc.
AT&T
Aurora Public Schools
Ball Corporation
Beazer Materials
Browning-Ferris
Burlington Northern, Inc.
C.A. Norgren Company
Car-Go Battery Company
Centerline Circuits
Chemical & Metal Industries, Inc.
Cherry Creek Dodge
Chevron
City of Colorado Springs
City of Westminster
Cobe Laboratories
Cobitco, Inc.
Colorado Circuits
Colorado Kenworth, Inc.
Colorado School of Mines
Colorado Springs School District No. 11
Colorado Utility Trailer Sales
Consolidated Freightways
Coors Ceramics
Cord Labs
Denver Bumper Works
Denver Forestry & Landscaping Company
Denver Metal Finishing
Denver Public Schools
Denver Water Department

Digital Equipment
Dow Chemical Company
E.C. Wild
Earth Sciences, Inc.
Economics Laboratory, Inc.
Electric Power Research Institute
Exide Corporation
Fina Oil & Chemical Co. F/K/A/American Petrofina
Flint Ink
FMC Corporation
Frank C. Klein and Co., Inc.
Glendale, The City of
Golden Pharmaceuticals
Graphic Packaging Corporation
Great Western Inorganics
Groendyke Transport, Inc.
Halliburton Company
Hathaway Corporation
Hauser Laboratories
Hertz Corporation
Honeywell, Inc.
IBM
Imperial Distribution Services, Inc.
Industrial Chemicals Corporation
Irvin Industries
J.C. Transport Company
Jet Strip Furniture
Joy Manufacturing Company
Kaminsky Barrel and Drum Company
Keebler Company
King Soopers
Kumpf Lincoln-Mercury Motor Car Co.
Kwal Paints, Inc.
Longyear Company
Luby Chevrolet
Mail-Well Envelopes
Marathon Oil
Merchants Office Furniture
Mesa Fiberglass Products Company
Mobile Premix Concrete Company
National Jewish Center
National Wire and Stamping, Inc.
NCR Corporation
North Park Transportation

Northwest Transport Services, Inc.
Oakley Industries, Inc.
Onnen Tank Trailers, Inc.
Owens-Corning Fiberglass
Pepsi-Cola
Porter Memorial Hospital
Power Motive Corporation
Precision Metal Fabricators (Jetstream)
Rio Grande Motorway
Riviera Cabinets, Inc.
Rocky Mountain News
Rocky Mountain Orthodontics, Inc.
Rustco Products Company
Ryder Truck Rental
Safety-Kleen
Sashco, Inc.
Sears Roebuck and Company
Service Uniform Rental
Siemens Components, Inc.
Smithkline Beecham
St. Regis Paper Company
Stanford Applied Engineering
Stanley Aviation
Steiner Corporation
Stolper Industries, Inc.
Stone Container Corporation
Stonehouse Signs, Inc.
Synthes Ltd.
Tecnetics, Inc. (Robinson Brick Company)
Teilhaver Mfg. Corp.
Temperature Processing
Tenneco
Timpfe Industries, Inc.
Tosco Corporation
TRW
U.S. West
Union Carbide Corporation
United Air Lines, Inc.
University of Colorado Health Sciences Center
University of Colorado, Boulder
(UCAR) University Corporation for Atmospheric Research
University of Denver
Unocal/Molycorp, Inc.
Valleylab, Inc.

Valspar Corporation
Van Waters & Rogers
Ward Transport, Inc.
Weaver Electric Company
Weld County Hospital
Weld County School District No. 6
Westinghouse
Wilkerson Corporation
Wohl Shoe Company (Brown Group Retail, Inc.)
Wright & McGill
Zimmerman Metals, Inc.

Appendix G
Covenant Beneficiaries

Asamera Oil (U.S.), Inc.
Ball Corporation, Ball Metal Container Group
Ball Corporation, Technical Products Group
Benjamin Moore & Company
Borg-Warner Corp.
City of Englewood
City of Lakewood
City of Littleton
Colorado Organic Chemicals Company, Inc.
Cooper Industries, LLC
Cummins Power, Inc.
Amax Research & Development, Inc., successor to Cyprus Amax Minerals Company
Eastman Kodak Company
G-I Holdings, Inc., successor to GAF Corporation
The Gates Corporation, successor to Gates Rubber Company
The Former SR Manufacturers, Inc., successor to General Ironworks Company
Hazen Research, Inc.
Hewlett Packard Loveland Instrument Division
J&H Shapiro, Inc.
Public Service Company of Colorado
Regional Transportation District
Safeway Stores, Inc.
Shell Oil Company
Hamilton Sundstrand Corporation, successor to Sundstrand Corporation
The Denver Post

COVENANT BENEFICIARY ELECTION FORM

The following entity, by its undersigned representative, elects to become a Covenant Beneficiary in the Consent Decree entered in the action filed in the United States District Court for the District of Colorado (the "Court"), entitled *United States v. City and County of Denver, et al.*, Civ. No. 02-N-1341 (MJW):

Name:

Address:

The undersigned hereby acknowledges that he/she has been informed that the final form of Consent Decree to be lodged in this action is available for review upon request to the attorneys of record for the parties in this action, and that he/she has had opportunity to review it or seek legal advice regarding its terms, and in return for the rights, covenants and protections provided to Covenant Beneficiaries in the Consent Decree agrees, on behalf of the Covenant Beneficiary, to the following:

1. The Covenant Beneficiary covenants not to sue and agrees not to assert any claims or causes of action against the United States with respect to: (i) Past Response Costs, (ii) the Unilateral Administrative Order for the Drum Removal Action, Docket No. VIII-89-27, issued by EPA on August 31, 1989, effective on September 7, 1989, (iii) the Amended and Restated Unilateral Administrative Order for the Drum Removal Action, Docket No. VIII-89-27, issued by EPA on September 8, 1989, and (iv) the Administrative Order for Remedial Design/Remedial Action, Docket No. CERCLA VIII-95-05, issued by EPA on November 18, 1994, effective on December 19, 1994, including, but not limited to:

a. any direct or indirect claim for reimbursement from the Hazardous Substance Superfund (established pursuant to the Internal Revenue Code, 26 U.S.C. § 9507) through Section 106(b)(2), 107, 111, 112, 113 of the Comprehensive Environmental Response, Compensation and Liability Act, as amended ("CERCLA"), 42 U.S.C. §§ 9606(b)(2), 9607, 9611, 9612, 9613, or any other provision of law;

b. any claims against the United States or the State, including any department, agency or instrumentality of the United States or the State under Section 107 or 113 of CERCLA, 42 U.S.C. §§ 9607 or 9613 related to the Site, or

c. any claims arising out of response activities at the Site, including claims based on U.S. EPA's and the State's selection of response actions, oversight of response activities or approval of plans for such activities.

2. The Covenant Beneficiary agrees not to oppose entry of the Consent Decree or to challenge the terms of the Consent Decree or this Covenant Beneficiary Election Form and the Court's jurisdiction to enter and enforce the Consent Decree and the Covenant Beneficiary Election Form. Failure of the Covenant Beneficiary to abide by this paragraph renders the rights, covenants and protections applicable to it null and void.

The Covenant Beneficiary does not admit any liability arising out of the transactions or occurrences alleged in the complaints, nor does the Covenant Beneficiary acknowledge that a release or threatened release of hazardous substances at or from the Site constitutes an imminent or substantial endangerment to the public health or welfare or environment.

The undersigned representative of the Covenant Beneficiary named herein certifies that he/she is fully authorized to agree to the terms and conditions applicable to Covenant Beneficiaries herein and in the Consent Decree and to execute and legally bind the Covenant Beneficiary to these terms and conditions. This form shall be submitted to:

United States Department of Justice
Environment and Natural Resources Division
Environmental Enforcement Section
P.O. Box 7611, Ben Franklin Station
Washington, D.C. 20044-7611
DOJ # 90-11-2-93/1

with a copy to:

Waste Management of Colorado, Inc.
8310 South Valley Highway
Suite 200
Englewood, CO 80112-5806
Attn: Steven D. Richtel

COVENANT BENEFICIARY

By: _____

Title: _____

Date: _____